

**TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATION**Docket Number (Optional)
EMC04-07(04031)

In re Application of: EMC Corporation

Application No. 10/812,511

Filed: March 30, 2004

For: METHODS AND APPARATUS FOR MANAGING RESOURCES

The owner*, EMC Corporation of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/675,586, filed on September 30, 2003, of any patent on the second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

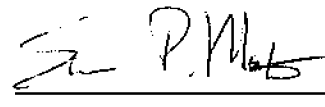
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2. ☒ The undersigned is an attorney of record.

 Reg No 54,320 7/2/07

Signature

Date

Shaun P. Montana, Reg No 54,320

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508-616-9660

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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